



PATENT
Attorney Docket No. 073406-0701

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

Date of Deposit: July 19, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to the U.S. Patent and Trademark Office, 2011 South Clark Place, Customer Window, Box Sequence, Crystal Plaza Two, Lobby, Room 1B03, Arlington, VA 22202.

Deborah L. Wykes

Printed Name

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of: Jerry Pelletier

Serial No.: 10/025,222

Filing Date: December 19, 2001

For: COMPOSITIONS AND METHODS
INVOLVING AN ESSENTIAL
STAPHYLOCOCCUS AUREUS GENE
AND ITS ENCODED PROTEIN STAAU
R9

Examiner: Unknown

Group Art Unit: Unknown

SEQUENCE LISTING TRANSMITTAL LETTER

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Box Sequence
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Dear Sir:

In response to the Notice to Comply with Requirements mailed July 2, 2002,

enclosed please find the following:

- [X] Copy of Notice to Comply with Requirements (2 pages);
- [X] Substitute Statement To Support Filing And Submission In Accordance With 37 C.F.R. §§ 1.821-1.825 (2 pages);
- [X] Substitute Computer Disk Containing Sequence Listing;
- [X] Substitute Sequence Listing Paper Copy (20 pages);
- [X] A return postcard.

In accordance with the Examiner's indication that the previously submitted computer readable form of the Sequence Listing was damaged, substitute copies of the computer readable form of the Sequence Listing, the paper copy of the Sequence Listing, and the required statements are submitted herewith. Kindly insert the substitute paper copy of the Sequence Listing in the specification.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872 (Order No. 073406-0701). Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872 (Order No. 073406-0701).

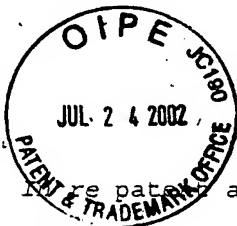
Respectfully submitted,

Date 19 July 2002

FOLEY & LARDNER
P.O. Box 80278
San Diego, California 92138-0278
Telephone: (858) 847-6700
Facsimile: (858) 792-6773

By Wesley B. Ames

Wesley B. Ames
Attorney for Applicant
Registration No. 40,893



#-10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket No: 073406-0701

Re patent application of

PELLETIER, JERRY et al.

Serial No. 10/025,222

Filed: December 19, 2001

For: COMPOSITIONS AND METHODS INVOLVING AN ESSENTIAL STAPHYLOCOCCUS AUREUS
GENE AND ITS ENCODED PROTEIN STAAU_R9

STATEMENT TO SUPPORT FILING AND SUBMISSION IN
ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825

Assistant Commissioner for Patents
Washington, D.C. 20231
Box SEQUENCE

Sir:

In connection with a Sequence Listing submitted concurrently
herewith, the undersigned hereby states that:

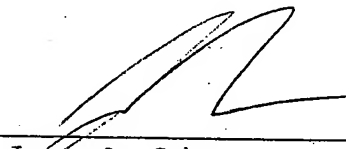
1. the submission, filed herewith in accordance with 37
C.F.R. § 1.821(g), does not include new matter;
2. the content of the attached paper copy and the
attached computer readable copy of the Sequence Listing, submitted in
accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are the same;
and
3. all statements made herein of their own knowledge are
true and that all statements made on information and belief are believed to
be true; and further, that these statements were made with the knowledge
that willful false statements and the like so made are punishable by fine
or imprisonment, or both, under Section 1001 of Title 18 of the United

Serial No. 10/025,222

States Code and that such willful false statements may jeopardize the validity of the application or any patent resulting therefrom.

Respectfully submitted,

April 30, 2002
Date


James A. Coburn

HARBOR CONSULTING
Intellectual Property Services
1500A Lafayette Road
Suite 262
Portsmouth, N.H.
800-318-3021



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/025,222	12/19/2001	Jerry Pelletier	073406-0701

Wesley B. Ames
FOLEY & LARDNER
P.O. Box 80278
San Diego, CA 92138-0278

CONFIRMATION NO. 4998

FORMALITIES LETTER



OC000000008387603

Date Mailed: 07/02/2002

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE